HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No.19457 OF 2005

Between:

M.S.C. Marine Exporters, a firm registered under the Indian Partnership Act, 1932 having its registered office at Seesali, Kalla Mandal – 534 237, Bhimavaram, W.G. Dt., A.P. rep., by its Managing Partner Mr. No. Srinivas Kumar, aged about 47 years, S/o. N.B.M. Narasimha Rao, R/o. D.No. 27-12-78, Flat No. 103, Sri Surya Towers, A.S.R. Nagar, BHIMAVARAM – 534 202

…Petitioner

AND

Union of India through Secretary, Ministry of Commerce, Government of India, New Delhi and two others

...Respondents

: O R D E R :

Counsel for the petitioner : Shri Srinivasan S. Rajan

Counsel for the respondents : Shri A. Rajasekhar Reddy, Assistant Solicitor General

September 10, 2007

Per G.S.SINGHVI, CJ

In this petition, the petitioner has prayed for striking down the provisions contained in the Foreign Trade (Development and Regulation) Act, 1992 and for restraining the respondents from applying proviso to para 3.7.2 of FTP as inserted by notification No. 7 dated 4-6-2005.

Shri Srinivasan S. Rajan, learned counsel appearing for the petitioner says that he has been instructed to withdraw the writ petition.

In view of the statement made by the learned counsel, the writ petition is dismissed as withdrawn.

As a sequel to dismissal of the writ petition, interim order dated 20-10-2005 shall stand vacated and WPMP No. 24732 of 2005 shall stand dismissed with liberty to the respondents to take action in terms of order dated 29-11-2005 passed in WVMP No. 3133 of 2005 and WPMP No. 24732 of 2005.

WPMP No. 21439 of 2007 filed by the non-petitioners for early hearing of the writ petition is also dismissed.

G.S. SINGHVI, CJ

C.V. NAGARJUNA REDDY, J

September 10, 2007

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